08-13555-mg Doc 15558 Filed 03/29/11 Entered 04/01/11 14:44:45 Main Document Pg 1 of 11



JS Cresvale Capital Limited 18/F, Euro Trade Centre. 21-23 Des Voeux Road Central, Hong Kong

> Tel: (852)2869 7066 Fax: (852)2766 1232

DATE: 25th March 2011

The Chambers of the Honorable James M. Peck One Bowling Green, New York, New York 10004 Courtroom 601

### RE: CLAIM NUMBER 40619 BE DISALLOWED & EXPUNGED

We just received a notice about Lehman Brothers Holdings Inc, and certain of its affiliates requests that the Bankruptcy Court disallow & expunge our claim case, as our claim is not denominated in lawful currency of the United States.

We, therefore, update the claim amount is US\$362,970 (equivalent to AUD\$450,000, i.e. rate 0.8066 on Sep 15, 2008)

We do oppose this Objection to disallow & expunge our claim by the reason of unlawful currency of the United States. Lehman Brothers Holdings Inc. is the Guarantor for the product XS0341031432 which issued by Lehman Brother Treasury Co BV. There is no reason the legal obligations of Lehman Brothers Holdings Inc. can be waived by currency issue.

Sincerely,

JS Cresvale Capital Limited

For and on behalf of JS CRESVALE CAPITAL LIMITED 日盛嘉富融資有限公司

Managing DirectorAuthorized Signature(s)

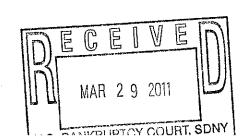
Encl.:

1. Notice from WEIL, GOTSHAL & MANGES LLP

2. Terms and Conditions of ISIN (XS0341031432)

3. Proof of Claim Form

4. Bloomberg exchange rate information



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# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re

Chapter 11 Case No.

LEHMAN BROTHERS HOLDINGS INC., et al.,

08-13555 (JMP)

Debtors.

(Jointly Administered)

LBH OMNI102 03-11-2011 (MERGE2,TXNUM2) 4000086985 BAR(23) MAIL ID \*\*\* 000043197873 \*\*\* BSIUSE: 107

JS CRESVALE CAPITAL LIMITED 23/F, EIB CENTRE, 40-44 BONHAM STRAND SHEUNG WAN, HONG KONG

# THIS IS A NOTICE REGARDING YOUR CLAIM(S). YOU MUST READ IT AND TAKE ACTION IF YOU DISAGREE WITH THE OBJECTION.

# IF YOU HAVE ANY QUESTIONS ABOUT THIS NOTICE OR THE OBJECTION, PLEASE CONTACT DEBTORS' COUNSEL, ERIN ECKOLS, ESQ., AT 214-746-7700.

## NOTICE OF HEARING ON DEBTORS' ONE HUNDRED SECOND OMNIBUS OBJECTION TO CLAIMS (FOREIGN CURRENCY CLAIMS)

CLAIM TO BE DISALLOWED & EXPUNGED						
Creditor Name and Address:	Claim Number:	40619				
JS CRESVALE CAPITAL LIMITED 23/F, EIB CENTRE, 40-44 BONHAM STRAND	Date Filed:	10/16/2009				
SHEUNG WAN, HONG KONG	Debtor:	08-13555				
•	Classification and Amount:	UNSECURED: \$ 0.00 UNLIQUIDATED				

PLEASE TAKE NOTICE that, on March 11, 2011, Lehman Brothers Holdings Inc. and certain of its affiliates (collectively, the "Debtors") filed their One Hundred Second Omnibus Objection to Claims (Foreign Currency Claims) (the "Objection") with the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court"). 1

The Objection requests that the Bankruptcy Court expunge, reduce, reclassify, and/or disallow your claim listed above under CLAIM TO BE DISALLOWED & EXPUNGED on the ground that said claim violates the Bankruptcy Court's July 2, 2009 order setting forth the procedures and deadlines for filing proofs of claim in these chapter 11 cases (the "Bar Date Order") [Docket No. 4271], as it is not denominated in lawful currency of the United States. Any claim that the Bankruptcy Court expunges and disallows will be treated as if it had not been filed and you will not be entitled to any distribution on account thereof.

If you do NOT oppose the disallowance, expungement, reduction or reclassification of your claim listed above under CLAIM TO BE DISALLOWED & EXPUNGED, then you do NOT need to file a written response to the Objection and you do NOT need to appear at the hearing.

If you DO oppose the disallowance, expungement, reduction or reclassification of your claim listed above under CLAIM TO BE DISALLOWED & EXPUNGED, then you MUST file with the Court and serve on the parties listed below a written response to the Objection that is received on or before 4:00 p.m. Prevailing Eastern Time on April 13, 2011 (the "Response Deadline").

A list of the Debtors, along with the last four digits of each Debtor's federal tax identification number, is available on the Debtors' website at http://www.lehman-docket.com.

Your response, if any, must contain at a minimum the following: (i) a caption setting forth the name of the Bankruptcy Court, the names of the Debtors, the case number and the title of the Objection to which the response is directed; (ii) the name of the claimant and description of the basis for the amount of the claim; (iii) a concise statement setting forth the reasons why the claim should not be disallowed, expunged, reduced, or reclassified for the reasons set forth in the Objection, including, but not limited to, the specific factual and legal bases upon which you will rely in opposing the Objection; (iv) all documentation or other evidence of the claim, to the extent not included with the proof of claim previously filed with the Bankruptcy Court or provided to the Debtors in response to the Derivative Questionnaire and/or Guarantee Questionnaire (as defined in the order, dated July 2, 2009, establishing the deadline for filing proofs of claim, approving the form and manner of notice thereof and approving the proof of claim form [Docket No. 4271]), upon which you will rely in opposing the Objection; (v) the address(es) to which the Debtors must return any reply to your response, if different from that presented in the proof of claim; and (vi) the name, address, and telephone number of the person (which may be you or your legal representative) possessing ultimate authority to reconcile, settle, or otherwise resolve the claim on your behalf.

The Bankruptcy Court will consider a response only if the response is timely filed, served, and received. A response will be deemed timely filed, served, and received only if the original response is actually received on or before the Response Deadline by (i) the chambers of the Honorable James M. Peck, One Bowling Green, New York, New York 10004, Courtroom 601; (ii) attorneys for the Debtors, Weil Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153 (Attn: Shai Waisman, Esq. and Mark Bernstein, Esq.); (iii) the Office of the United States Trustee for Region 2, 33 Whitehall Street, 21st Floor, New York, New York 10004 (Attn: Tracy Hope Davis, Esq., Elisabetta Gasparini, Esq., and Andrea B. Schwartz, Esq.); and (iv) attorneys for the official committee of unsecured creditors appointed in these cases, Milbank, Tweed, Hadley & McCloy LLP, 1 Chase Manhattan Plaza, New York, New York 10005 (Attn: Dennis F. Dunne, Esq., Dennis O'Donnell, Esq., and Evan Fleck, Esq.)

A hearing will be held on April 28, 2011 to consider the Objection. The hearing will be held at 10:00 a.m. Prevailing Eastern Time in the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004, Courtroom 601. If you file a written response to the Objection, you should plan to appear at the hearing. The Debtors, however, reserve the right to continue the hearing on the Objection with respect to your claim. If the Debtors do continue the hearing with respect to your claim, then the hearing will be held at a later date. If the Debtors do not continue the hearing with respect to your claim, then a hearing on the Objection will be conducted on the above date.

If the Bankruptcy Court does NOT disallow, expunge, reduce or reclassify your claim listed above under CLAIM TO BE DISALLOWED & EXPUNGED, then the Debtors have the right to object on other grounds to the claim (or to any other claims you may have filed) at a later date. You will receive a separate notice of any such objections.

You may participate in a hearing telephonically provided that you comply with the Court's instructions (including, without limitation, providing prior written notice to counsel for the Debtors and any statutory committees), which can be found on the Court's website at www.nysb.uscourts.gov.

If you wish to view the complete Objection, you can do so on the Court's electronic docket for the Debtors' chapter 11 cases, which is posted on the internet at www.nysb.uscourts.gov (a PACER login and password are required and can be obtained through the PACER Service Center at <a href="https://www.pacer.psc.uscourts.gov">www.pacer.psc.uscourts.gov</a>), or for free at <a href="http://www.lehman-docket.com">https://www.lehman-docket.com</a>. If you would like to request a complete copy of the Objection at the Debtors' expense, please contact the Debtors' approved claims agent Epiq Bankruptcy Solutions, LLC toll-free at 1-866-879-0688.

If you have any questions about this notice or the Objection, please contact Debtors' counsel, Erin Eckols, Esq., at 214-746-7700. CLAIMANTS SHOULD NOT CONTACT THE CLERK OF THE BANKRUPTCY COURT TO DISCUSS THE MERITS OF THEIR CLAIMS.

DATED: March 11, 2011 New York, New York

WEIL, GOTSHAL & MANGES LLP 767 Fifth Avenue New York, New York 10153 (212) 310-8000 Shai Y. Waisman ATTORNEYS FOR DEBTORS AND DEBTORS IN POSSESSION

Final Terms and Conditions as of 19 December 2007

In the event of any inconsistency between the Chinese language version and the English language version of this term sheet, the English language version shall prevail for interpretation purposes.

This material is distributed in HK by Lehman Brothers Asia Limited

Telephone: +852 2252 6850

### 2Y AUD NC Quanto LIBOR Range Note

Issuer Lehman Brothers Treasury Co BV Guarantor Lehman Brothers Holdings Inc (Moody's A1 / S&P A+ / Fitch AA) ISIN XS0341031432 **Nominal Amount** AUD 450,000 **Trade Date** 8 January 2008 **Issue Date** 25 January 2008 **Maturity Date** 25 January 2010 Issue Price 100% Redemption Price 100% Coupon Rate AUD 7.0% \* Index Ratio Coupon Payment Dates 25 April, 25 July, 25 October and 25 January in each year from and including 25 April 2008 to and including the Maturity Date From and including one Coupon Payment Date (or the Issue Date in respect of the first Calculation Period Calculation Period) to but excluding the next Coupon Payment Date each date being subject to no adjustment. er och die der de ver de emperation in Analysis de de remarkment to despete betreu gebruik betreen de men (1900 – 30/360 Basis **Definitions** Index Ratio: For any Calculation Period, the number of calendar days in respect of which 3m USD LIBORREF is greater than or equal to 0.00% AND less than or equal to 6.50% 3m USD LIBORREF: For any day within a Calculation Period, the rate for deposits in U.S Dollars for a period of 3 months which appears on Reuters Page LIBOR01 as of 11:00 a.m. London time on such day (or if such day is not a Business Day the immediately preceding Business Day). The rate for any days from and including the day (the "Rate Cut Off Date") which falls 5 Business Days prior to the last day of the Calculation Period shall be the rate which appears on such Rate Cut Off Date. Sydney (with respect to payment) **Business Days** 

This termsheet is indicative only and is subject to change without notice. Information other than indicative terms (including market data and statistical information) has been obtained from various sources. We do not represent that it is complete or accurate. Any analysis presented herein that indicates a range of outcomes that may result from changes in market parameters, is not comprehensive, is not intended to suggest that outcome is more likely than another and may have been derived using Lehman Brothers proprietary models, historic data and subjective interpretation. This term sheet does not constitute an offer or an agreement, or a solicitation of an offer or an agreement, to enter into any transaction. No assurance is given that any transaction on the terms indicated can or will be arranged or agreed: Transactions of the sort described herein contain complex characteristics and risk factors. Transactions incorporating derivatives may create additional risks and exposures. Before entering into any transaction, you should consider the suitability of the transaction to your particular circumstances and independently review (with your professional advisers as necessary) the specific financial risks as well as the legal, regulatory, credit, tax and accounting consequences. Lehman Brothers does not act as an adviser or fiduciary to its counterparties except where written agreement expressly provides otherwise. References herein to 'Lehman Bros' shall include Lehman Brothers International (Europe) and Lehman Brothers Europe Limited and their affiliates. Both Lehman Brothers International (Europe) and Lehman Brothers Europe Limited are authorised and regulated by the Financial Services Authority.

### **Fixed Income Derivative Products**

London (with respect to index observation)

**Business Day Convention** 

Modified Following

Calculation Agent

Lehman Brothers International (Europe)

Listing

None

**Settlement Account** 

Euroclear / Clearstream

**Denominations** 

AUD 10,000

Issue Type

**EMTN** 

**Selling Restrictions** 

European Prospectus Directive Selling Restriction: As of the date hereof the Notes described in this termsheet have not been approved by any competent authority for the purposes of making a non-exempt public offer in any EEA member state which has implemented Directive 2003/71/EC (the "Prospectus Directive") and as such, until such time as a prospectus has been published, must only be offered within such states in circumstances which do not require the publication of a prospectus pursuant to Article 3 of the Prospectus Directive. These circumstances may include:

- (1) Offers to Qualified Investors (as defined in the Prospectus Directive); or
- (2) Offers of Notes where the minimum consideration per separate offer is at least Euro 50,000

You are strongly advised to seek appropriate legal advice before attempting to make any offer. In investing in the Notes you represent to Lehman Brothers that you do not intend to make an offer which will breach the Prospectus Directive, or cause Lehman Brothers or the Issuer to be in breach of the Prospectus Directive.

U.S. Selling Restriction: The Notes have not been nor will be registered under the U.S. Securities Act of 1933 (as amended) and may not be offered or sold within the United States or to, or for the account or benefit of, U.S. persons except as permitted by Regulation S or Rule 144A under such Securities Act.

General Selling Restriction: Each purchaser of Notes must observe all applicable laws and regulations in any jurisdiction in which it may offer, sell, or deliver the Notes and it may not, directly or indirectly, offer, sell, resell, reoffer or deliver any Notes except under circumstances that will result, to the best of its knowledge and belief, in compliance with all applicable laws and regulations

Risk Disclosure

The Buyer of these Notes is responsible for its own independent analysis of and decision regarding all matters relating to this transaction and any applicable laws and regulations and the risks involved in entering into this transaction as they relate to the Buyer's own circumstances. The Buyer should consult its own counsel, accountants and other advisors on these and all matters it deems relevant. This transaction is suitable only for, and should be made only by an investor who has no need for liquidity and understands and can afford the financial and other risks of this transaction. The risks of these Notes are principally those of

This termsheet is indicative only and is subject to change without notice. Information other than indicative terms (including market data and statistical information) has been obtained from various sources. We do not represent that it is complete or accurate. Any analysis presented herein that indicates a range of outcomes that may result from changes in market parameters, is not comprehensive, is not intended to suggest that outcome is more likely than another and may have been derived using Lehman Brothers proprietary models, historic data and subjective interpretation. This term sheet does not constitute an offer or an agreement, or a solicitation of an offer or an agreement, to enter into any transaction. No assurance is given that any transaction on the terms indicated can or will be arranged or agreed. Transactions of the sort described herein contain complex characteristics and risk factors. Transactions incorporating derivatives may create additional risks and exposures. Before entering into any transaction, you should consider the suitability of the transaction to your particular circumstances and independently review (with your professional advisers as necessary) the specific financial risks as well as the legal, regulatory, credit, tax and accounting consequences. Lehman Brothers does not act as an adviser or fiduciary to its counterparties except where written agreement expressly provides otherwise. References herein to 'Lehman Bross' shall include Lehman Brothers International (Europe) and Lehman Brothers Europe Limited and their affiliates. Both Lehman Brothers International (Europe) and Lehman Brothers Europe Limited and their affiliates.

08-13555-mg Doc 15558 LEHMAN BROTHERS Filed 03/29/11 Entered 04/01/11 14:44:45 Pg 6 of 11

Main Document

Fixed Income Derivative Products

credit exposure to the issuer and exposure to variations in the indices to which the coupon and/or redemption amount is linked.

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	United States Bankruptcy Court/Souther Lehman Brothers Holdings Claims Proces c/o Epiq Bankruptcy Solutions, LLC FDR Station, P.O. Box 5076		LEHMAN SEC PRO	CURITIES PROGRAMS OF OF CLAIM		
	New York, NY 10150-5076 In Re: Lehman Brothers Holdings Inc., et al., Debtors.	Chapter I I Case No. 08-13555 (JMP) (Jointly Administered)	renuan Broth	uthern District of New York ers Holdings Inc., Et Al. 3555 (JAP) 0000040619		
	Note: This form may not be used to file claims other than those based on Lehman Programs Securities as listed on <a href="http://www.lehman-docket.com">http://www.lehman-docket.com</a> as of July 17, 2009					
	Name and address of Creditor: (and name Creditor)	and address where notices should be	sent if different from	—⊠-Cheek-this-box-to-indicate-that this claim amends a previously filed claim.		
	JS CRESVALE CAPITAL L 23/F, EIB Centre, 40- Sheung Wan, Hong Kong	44 Bonham Strand,		Court Claim Number:(If known) Filed on: 12/15/2008		
	Name and address where payment should JS CRESVALE SECURITIE 23/F, EIB Centre, 40- Sheung Wan, Hong Kong	nail Address: Compilance() be sent (if different from above) S INTERNATIONAL LTD 44 Bonham Strand,	scresvale.com.hk	Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.		
	1. Provide the total amount of your claim Programs Securities as of September 15, 2	008, whether you owned the Lehman e fixed or liquidated before or after So ble on September 15, 2008, If you are	Programs Securities on Septem eptember 15, 2008. The claim a filing this claim with respect to	amount must be stated in United States o more than one Lehman Programs Security,		
	Amount of Claim: \$ 450,000.00	- •		n n n n n n n n n n n n n n n n n n n		
	<ol><li>Provide the International Securities Id this claim with respect to more than one Le which this claim relates.</li></ol>	entification Number (ISIN) for each Lehman Programs Security, you may at	ehman Programs Security to water that the ISINs a schedule with the ISINs	t due on the Lehman Programs Securitics.  which this claim relates. If you are filing for the Lehman Programs Securities to		
	International Securities Identification No.  3. Provide the Clearstream Bank Blocking appropriate (each, a "Blocking Number") form your accountholder (i.e. the bank, brothan one Lehman Programs Security, you norelates.  Clearstream Bank Blocking Number, Eunumber;	Number, a Euroclear Bank Electronic or each Lehman Programs Security fo ker or other entity that holds such sec- nay attach a schedule with the Blockin	Reference Number, or other do r which you are filing a claim. urities on your behalf). If you a ng Numbers for each Lehman P	You must acquire a Blocking Number are filing this claim with respect to more trograms Security to which this claim		
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•	5. Consent to Euroclear Bank, Clearstrea consent to, and are deemed to have authoriz disclose your identity and holdings of Lehm econciling claims and distributions.	ed, Euroclear Bank, Clearstream Ban nan Programs Securities to the Debtors	k or other depository to s for the purpose of	OCT 1 6 2009		
	of the creditor or other penumber if different from	iling this claim must sign it. Sign and erson authorized to file this claim and the notice address above. Attach copy behalf of	state address and telephone of power of attomey, if	EPIQ BANKRUPTCY SOLUTIONS, LLC		
_	Penalty for presenting fraudifient	ALE CAPITAL LIMITED		both. 18 U.S.C. §§ 152 and 3571		
_	H 34 7	DE MA THE ES TO				

#### INSTRUCTIONS FOR PROOF OF CLAIM FORM

The questions on the Proof of Claim form include instructions for completing each question. The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules

#### Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

#### Date and Signature:

The person filing this proof of claim must sign and date it. FRBP 9011. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

#### DEFINITIONS

#### Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

#### Creditor

A creditor is the person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy

### filing.

#### Claim

A claim is the creditor's right to receive payment on a debt that was owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured, reduced to judgment or not, liquidated or unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal or equitable

#### Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the Claims Agent at the following address:

Lehman Brothers Holdings Claims Processing c/o Epiq Bankruptcy Solutions, LLC FDR Station, PO Box 5076 New York, NY 10150-5076

### Lehman Programs Security

Any security included on the list designated "Lehman Programs Securities" available on <a href="http://www.lehman-docket.com">http://www.lehman-docket.com</a> as of July 17, 2009.

#### \_INFORMATION

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim, or you may access the Claims Agent's system (<a href="http://www.lehman-docket.com">http://www.lehman-docket.com</a>) to view your filed proof of claim.

#### Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount-less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

Faiuevo Titoisnno 5:55 km hage Tinnt Lax Selaer. *≸*ĂLE CAPITAL LTD £8 2008 AVE PLEASURE IN CONFIRMING THE FOLLOWING BUSINESS WITH YOU. JAN 18 WITH SETTLEMENT JAN 25 WE EXECUTED THE FOLLOWING JR THE ACCOUNT OF: JS CRESVALE CAPITAL LTD C.O.D. ACCOUNT: 53-01283 FAX NUMBER : 85227661232 YOU BOUGHT: 450,000.00 SECURITY : ISIN XS0341031432 DESCRIPTION : LEHMAN BROS TREASURY : CO BV FRN 20100125 : SERIES 9592 EMTN : 99.0500000 SETTLES IN AUSTRALIAN DOLLARS IN RETURN CORRESPONDENCE PLEASE QUOTE ITSESIL5 REF WGKY87-1 ?RINCIPAL: 445,725.00 INTEREST: 0.00 DAYS: NET AMOUNT TO BE PAID: 445.725.00 SPECIAL INSTRUCTIONS: 14934582 DRIG14923897 DELIVERY-INSTRUCTIONS: GE WILL DELIVER, VERSUS PAYMENT, FRO( EUROCLEAR A/C 92904 CEDEL A/C 88201 ( 94404 ) THE DETAILS OF ANY CHARGES SHARED WITH ANOTHER PERSON OR ANY REMUNERATION BEING PASSED TO THIRD PARTIES FOR INTRODUCING BUSINESS WILL BE MADE AVAILABLE ON REQUEST PLEASE ADVISE ANY DISAGREEMENT WITHIN 24 HOURS QUOTING REF NOS. THANKS AND REGARDS LEHMAN BROTHERS INTERNATIONAL (EUROPE) REGULATED BY FSA

EXTREMELY URGENT



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signee address on OCS Cargo Receipt Including

attention teams and phone number. 符號人の正確な住所、社名、影響名、個人名、魏格爾多奇多才保記して下さい。

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CRESVALE SECURITIES

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TONG KONG, HONG KONG

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Moving Forward to 50th Anniversary

CUSTOMER SERVICE: 2362-2838 PICK UP HOTLINE: 2334-4441 . HONG KONG CO. LTD.

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